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December 10, 2007

MEMO ENDORSED

BY FACSIMILE

Hon. Stephen C. Robinson
United States District Judge
United States Courthouse
300 Quarropas St., Room 118
White Plains, NY 10601

Re: United States v. Bernard B. Kerik, 07-CR-1027 (SCR)

Dear Judge Robinson:

We are counsel to Bernard B. Kerik, the defendant in the above-captioned matter. We respectfully request the Court's permission to file an oversize memorandum of law in opposition to the government's motion for disqualification of counsel. The memorandum is 34 pages in length. The length of the memorandum was necessitated by the number of issues raised in connection with the government's disqualification motion, including the issues that were discussed in Court on Thursday, December 6.

We have conferred with Assistant United States Attorneys Perry Carbone and Elliott Jacobson. They consent to this application, conditioned on the government's receipt of an extension of time in which it file its reply memorandum, as well as permission to file an oversize reply brief. Of course, we consent to such extensions.

Respectfully Submitted,

KM

Kenneth M. Breen
of PAUL, HASTINGS, JANOFSKY & WALKER LLP

Plaintiff may file its 34 page brief. The Government may file an oversize reply brief. The Government may exceed this size limits by 15 pages SO ORDERED

Stephen C. Robinson
USDS 12/10/07

cc: AUSA Elliott Jacobson
AUSA Perry Carbone

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